

**UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
Q137-US3

Total Pages in this Submission

TO THE COMMISSIONER FOR PATENTS

**Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450**

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

ELECTRIC STORAGE BATTERY CONSTRUCTION AND METHOD OF MANUFACTURE

and invented by:

Hisashi Tsukamoto Leon Parkhouse
David M. Skinlo
Andrew Szyszkowski
Vladimir Zolotnik

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 10/167,688

Which is a:

Continuation **Divisional** **Continuation-in-part (CIP)** of prior application No.:

Which is a:

Continuation **Divisional** **Continuation-in-part (CIP)** of prior application No.:

Enclosed are:

Application Elements

1. Filing fee as calculated and transmitted as described below
2. Specification having 25 pages and including the following:
 - a. Descriptive Title of the Invention
 - b. Cross References to Related Applications (*if applicable*)
 - c. Statement Regarding Federally-sponsored Research/Development (*if applicable*)
 - d. Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
 - e. Background of the Invention
 - f. Brief Summary of the Invention
 - g. Brief Description of the Drawings (*if filed*)
 - h. Detailed Description
 - i. Claim(s) as Classified Below
 - j. Abstract of the Disclosure

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Application Elements (Continued)

3. Drawing(s) *(when necessary as prescribed by 35 USC 113)*
a. Formal Number of Sheets 11 + 3 replacement pages
b. Informal Number of Sheets _____

4. Oath or Declaration
a. Newly executed *(original or copy)* Unexecuted
b. Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
c. With Power of Attorney Without Power of Attorney
d. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).

5. Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby
incorporated by reference therein.

6. CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)

7. Application Data Sheet (See 37 CFR 1.76)

8. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
a. Computer Readable Form (CFR)
b. Specification Sequence Listing on:
i. CD-ROM or CD-R (2 copies); or
ii. Paper
c. Statement(s) Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

9. Assignment Papers (cover sheet & document(s))

10. 37 CFR 3.73(B) Statement (when there is an assignee)

11. English Translation Document (if applicable)

12. Information Disclosure Statement/PTO-1449 Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15. Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. Certificate of Mailing

First Class Express Mail *(Specify Label No.):* EV334662267US

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Accompanying Application Parts (Continued)

17. Applicant claims small entity status. See 37 CFR 1.27.

(Optional) Small Entity Statement(s) - Specify Number of Statements Submitted: _____

18. Additional Enclosures (please identify below):

Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

19. Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

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Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	20	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	2	- 3 =	0	x \$42.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
				BASIC FEE	\$375.00
OTHER FEE (specify purpose)					\$0.00
				TOTAL FILING FEE	\$375.00

A check in the amount of _____ to cover the filing fee is enclosed.

The Director is hereby authorized to charge and credit Deposit Account No. **50-0921** as described below.

- Charge the amount of **\$375.00** as filing fee.
- Credit any overpayment.
- Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: **9-17-03**



Signature

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 Sylmar, CA 91392-3127
 818-833-2003 (ph)
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cc:

PATENT
Docket No.: Q137-US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Hisashi Tsukamoto et al. :

Application No. : Group Art Unit: N/A
N/A :
Examiner: N/A

Filing Date: September 17, 2003 :

Title: ELECTRIC STORAGE BATTERY :
CONSTRUCTION AND METHOD :
OF MANUFACTURE :
:

CERTIFICATE OF MAILING VIA EXPRESS MAIL (37 CFR 1.10)

Express Mail No.: EV334662267US

Dated September 17, 2003

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following attached documents are being deposited with the United States Postal Service for "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

1. Transmittal Letter (in duplicate)
2. Preliminary Amendment
3. 3 Sheets of Formal Drawings (A4 paper)
4. Copy of Patent Application, drawings and Combined Declaration and Power of Attorney as originally filed
5. Newly executed Combined Declaration and Power of Attorney as originally filed
6. Information Disclosure Statement (in duplicate) and PTO Form 1449
7. Self addressed stamped postcard

September 17, 2003

Date of Deposit

Lisa K. Robbins

Name of Person Mailing paper or fee



Signature